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| APPLICATION NUMBER | FILING OR 371 (c) DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NUMBER |
|--------------------|------------------------|-----------------------|------------------------|
| 10/625,133 | 07/23/2003 | Joseph M. Starobin | 9159.4 |

20792
MYERS BIGEL SIBLEY & SAJOVEC
PO BOX 37428
RALEIGH, NC 27627



CONFIRMATION NO. 8270

FORMALITIES LETTER



OC000000012397867

Date Mailed: 04/20/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$65** for a Small Entity

- **\$65** Late oath or declaration Surcharge.

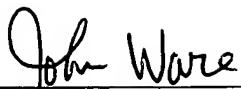
Replies should be mailed to: Mail Stop Missing Parts
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10/22/2004 BABRAKAI 00000031 10625133

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*A copy of this notice **MUST** be returned with the reply.*



Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

Attorney Docket No. 9159-4

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Starobin et al.

Application No.: 10/625,133

Filed: July 23, 2003

For: METHOD AND SYSTEM FOR EVALUATING ISCHEMIA BASED ON HEART RATE

Confirmation No.: 8270

Group Art Unit: Unknown

Date: October 20, 2004

Mail Stop MISSING PARTS

Commissioner for Patents

P.O. Box 1450

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RESPONSE TO NOTICE TO FILE MISSING PARTS

Sir:

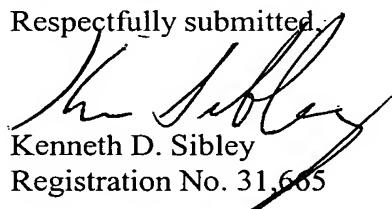
In response to the Notice to File Missing Parts of Application-Filing Date Granted (PTO-1533), mailed April 20, 2004 regarding the above-referenced patent application, enclosed is an executed Declaration and Power of Attorney document (4 pages) for this application.

A copy of the Notice and a check in the amount of \$ 830.00 for the surcharge under 37 C.F.R. § 1.16(e) and the extension fee (see petition) is also enclosed. This amount is believed to be correct. However, the Commissioner is hereby authorized to charge any deficiency or credit any overpayment to Deposit Account No. 50-0220.

If any extension of time for the accompanying response or submission is required, Applicant requests that this be considered a petition therefor.

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Respectfully submitted,


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Registration No. 31,665

CERTIFICATE OF EXPRESS MAILING

Express Mail Label No.: EV 472511795 US

Date of Deposit: 10/20/04

I hereby certify that this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR § 1.10 on the date indicated above and is addressed to: Mail Stop Issue Fee, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.


Evelyn Casey